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August 12, 1998

The Assistant Commissioner for Patents
Washington, DC 20231

RECEIVED
AUG 12 1998
MATRIX CUSTOMER
SERVICE CENTER

Re: Rescission of Previous Request for Withdrawal of Office Action
Appl. No.: 08/875,888
102(e) Date: August 6, 1997
For: New Pharmaceutical Composition
With Anaesthetic Effect
Inventor: Brodin, *et al.*
Our Ref.: ABA300/13003

Sir:

The following documents are being forwarded herewith for appropriate action by the U.S. Patent and Trademark Office:

1. Rescission of Previous Request for Withdrawal of Office Action; and
2. One return post card.

It is respectfully requested that the enclosed postpaid post card be stamped with the date the enclosed documents are received by the PTO and that it be returned as soon as possible.

Applicants do not believe any fee is necessary for the filing of these documents. However, the Commissioner is hereby authorized to charge any necessary fees to our Deposit Account No. 22-0365. A duplicate copy of this letter is enclosed.

Respectfully submitted,

Vinson & Elkins L.L.P.

Michael A. Sanzo

Michael A. Sanzo
Attorney for Applicants
Registration No. 36,912

MAS:ct
Enclosures

#8
JCP
8/20/98

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

Brodin, *et al.*

U.S. Nat'l Phase of PCT/SE97/00566

Int'l Filing Date: April 1, 1997

102(e) Date: August 6, 1997

U.S. Appl. No: 08/875,888

For: **New Pharmaceutical Composition
With Anaesthetic Effect**

Art Unit: 1614

Examiner: Rebecca Cook

Atty. Docket: ABA300/13003

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MATRIX CUSTOMER
SERVICE CENTER

Rescission of Previous Request for Withdrawal of Office Action

The Assistant Commissioner for Patents
Washington, D.C. 20231

Sir:

On July 28, 1998, Applicants' undersigned attorney filed a Request for Withdrawal of Office Action for the above-captioned application. The basis for the request was that, at the time that the application entered into national phase in the United States, Applicants had requested that prosecution not begin until the expiration of the applicable time limits under the PCT. Applicants' undersigned attorney was under the mistaken impression that a Demand had been filed for the application and that it had thereby entered into Chapter II under the PCT. However, he has now been informed that this was incorrect and that a Demand was not filed. Thus, the relevant time limits under the PCT had expired at the time the Office Action was issued and the statement made in the previously filed request for withdrawal indicating that the limits would not expire until 30 months from the application's priority date was incorrect.

In light of the above considerations, Applicants hereby rescind their previous request that the Office Action in question be withdrawn. Applicants' undersigned attorney sincerely apologizes for any inconvenience that this error may have caused. Applicants will respond to the issued Office Action in due course.

If the examiner would like to discuss this matter further, it is respectfully requested that she call Applicants' undersigned attorney at (202) 639-6585.

Respectfully submitted,

VINSON & ELKINS L.L.P.



Michael A. Sanzo
Attorney for Applicants
Registration No. 36,912

Date: August 11, 1998

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